

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

Phyllis M. Higgins,

Plaintiff,

v.

Case No. 2:11-cv-213

**Michael J. Astrue,
Commissioner of
Social Security,**

**JUDGE ALGENON L. MARBLEY
Magistrate Judge Kemp**

Defendant.

ORDER

This case is before the Court to consider a Report and Recommendation issued by the Magistrate Judge on December 20, 2011. The time for filing objections has passed, and no objections have been filed to the Report and Recommendation. Therefore, the Court **ADOPTS** the Report and Recommendation. The plaintiff's statement of errors is **SUSTAINED**. This case is remanded to the Commissioner for further proceedings pursuant to 42 U.S.C. §405(g), sentence four.

IT IS SO ORDERED.

s/Algenon L. Marbley
Algenon L. Marbley
United States District Judge